

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 1029 OF 2022  
[@ SPECIAL LEAVE PETITION (CRL.) NO. 5320 OF 2022]

PRASANT KUMAR JAGDEV

Appellant (s)

VERSUS

THE STATE OF ODISHA

Respondent(s)

O R D E R

Leave granted.

The appellant is a sitting Member of Legislative Assembly from Chilika Constituency. The allegations against him are of driving his white colored Discovery Car, bearing Registration No. OD-02AY-5775 on the crowd, which led to injuries to many persons. There is a cross FIR submitted by the appellant as well.

It is contended that out of 20 injured victims, two of them received grievous injuries and others have received simple injuries. Those who received grievous injuries are also out of hospital.

Considering the entire facts and circumstances of the case, we deem it appropriate to allow the present appeal and direct the appellant to be released on bail, subject to the following conditions:-

1) He shall not visit the Chilika Constituency for a period of one year without taking permission from the Collector of the District.

2) Even within this period of one year, he shall not address any public rally or political congregation of not more than five persons.

3) He shall not influence any witness directly or indirectly.

The Trial Court is at liberty to impose any other conditions of bail.

Ordered accordingly.

Pending interlocutory application(s), if any, is/are disposed of.

.....J.  
[ HEMANT GUPTA ]

.....J.  
[ VIKRAM NATH ]

New Delhi;  
JULY 25, 2022

ITEM NO.36

COURT NO.9

SECTION II-B

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (CrI.) No(s). 5320/2022

(Arising out of impugned final judgment and order dated 20-05-2022 in BLAPL No. 2941/2022 passed by the High Court Of Orissa At Cuttack)

PRASANT KUMAR JAGDEV

Petitioner(s)

VERSUS

THE STATE OF ODISHA

Respondent(s)

(FOR ADMISSION and I.R. and IA No.80597/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.80598/2022-EXEMPTION FROM FILING O.T. and IA No.80601/2022-EXEMPTION FROM CUSTODY CERTIFICATE)

Date : 25-07-2022 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE HEMANT GUPTA  
HON'BLE MR. JUSTICE VIKRAM NATH

For Petitioner(s) Mr. Yasobant Das, Sr. Adv.  
Mr. Manas Chand, Adv.  
Ms. Bhabna Das, AOR  
Mr. N. Sai Kaushal, Adv.

For Respondent(s) Mr. Sibho Sankar Mishra, AOR  
Mr. Umakant Mishra, Adv.  
Mr. Rajesh Kumar Nayak, Adv.  
Mr. Niranjana Sahu, Adv.  
Mr. Debabrat Das, Adv.

UPON hearing the counsel the Court made the following  
O R D E R

Leave granted.

The appeal is allowed in terms of the signed order.

The operative portion of the order reads as under :-

*"Considering the entire facts and circumstances of the case, we deem it appropriate to allow the present appeal and direct the appellant to be released on*

*bail, subject to the following conditions:-*

*1) He shall not visit the Chilika Constituency for a period of one year without taking permission from the Collector of the District.*

*2) Even within this period of one year, he shall not address any public rally or political congregation of not more than five persons.*

*3) He shall not influence any witness directly or indirectly.*

*The Trial Court is at liberty to impose any other conditions of bail.*

*Ordered accordingly."*

Pending interlocutory application(s), if any, is/are disposed of.

A copy of this Order be given Dasti to the learned counsel for the parties.

(JAYANT KUMAR ARORA)  
ASST. REGISTRAR-CUM-PS

(RENU BALA GAMBHIR)  
COURT MASTER

(Signed order is placed on the file)